

MINUTES OF THE MEETING
OF THE BOARD OF DIRECTORS OF
THE DEPARTMENT OF WATERWORKS

DATE: March 24, 2005

CALLED TO ORDER: 5:50 p.m.

MEETING ADJOURNED: 6:34 p.m.

ATTENDANCE

PRESENT MEMBERS

Barbara Howard, Chairperson
Jack Bayt
Beulah Coughenour
Carmen Hansen Rivera
Sam Odle

AGENDA

1. Approval of the Minutes of the Meeting of February 17, 2005- Barbara Howard, Chairperson.
2. Approval of the Meeting Memorandum of an Executive Session of February 17, 2005- Barbara Howard, Chairperson
3. Financial Report – Robert Erney, Financial Manager
4. Report of Veolia Water Indianapolis LLC- Tim Hewitt, President and Operations Manager
5. Report of Director of Contracts and Operations-Carlton E. Curry, Director of Contracts and Operations.
6. Resolution No. 9, 2005 – Water Tank Painting and Naming Policy - Carlton E. Curry, Director of Contracts and Operations, Andrew I. Klineman, General Counsel
7. Resolution No. 11, 2005- Approval of Capital Projects- Carlton E. Curry, Director of Contracts and Operations.
8. Resolution No. 12, 2005 – Approval of Certain Bid for Capital Project – Robert Erney, Financial Manager.
9. Resolution No. 13, 2005 – Approval of Landscaping Agreement -- Andrew I. Klineman, General Counsel

10. Resolution No. 14, 2005- Approval of Town of Westfield Water Purchase Agreements Amendments and Territory Memorandum of Understanding- Andrew I. Klineman, General Counsel
11. Resolution No. 15, 2005- Support of Veolia Water Indianapolis, LLC's Application for a United States Environmental Protection Agency Grant for Watershed Research - Carlton E. Curry, Director of Contracts and Operations, Andrew I. Klineman, General Counsel
12. Other Business
 - a. Other Board Business
 - b. Public Comment

MINUTES OF THE MEETING
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THE DEPARTMENT OF WATERWORKS

The meeting of the Board of Directors (the “Board”) of the Department of Waterworks (the “Department”) met on Thursday, March 24, 2005. Chairwoman Barbara Howard called the meeting to order at 5:50 p.m. with the following members present: Jack Bayt, Beulah Coughenour, Vice Chair Carmen Hansen Rivera, and Sam Odle.

Approval of the Minutes of the Meeting of February 17, 2005
Barbara Howard, Chairperson

Ms. Hansen Rivera moved, seconded by Mr. Odle to approve the minutes of the meeting of February 17, 2005 attached hereto as Exhibit A and incorporated herein by reference. The motion carried by a vote of 5 to 0..

Approval of the Meeting Memorandum of an Executive Session of February 17, 2005
Barbara Howard, Chairperson

Ms. Hansen Rivera moved, seconded by Mr. Odle to approve the executive session memorandum of February 17, 2005 attached hereto as Exhibit B and incorporated herein by reference. . The motion carried by a vote of 5 to 0.

Financial Report
Robert Erney, Financial Manager

The Board was given a copy of Mr. Erney’s financial report attached hereto as Exhibit C and incorporated herein by reference (the “Financial Report”). Mr. Erney referred to Page 1 of the Financial Report and pointed out that this report is for February 2005.

Report of Veolia Water Indianapolis LLC
Tim Hewitt, President and Operations Manager

The Board was given a copy of Mr. Hewitt’s Veolia Water report attached hereto as Exhibit D and incorporated herein by reference (the “Veolia Report”). Mr. Hewitt read the executive summary of the Veolia Report to the Board.

Mr. Hewitt recognized and congratulated LaNita McCauley-Bates, Veolia’s attorney and David Gadis, vice president of operations for their recent accomplishments. Both Ms. McCauley-Bates and Mr. Gadis recently received awards during the Center for Leadership Development’s Minority Recognition Banquet. Ms. McCauley-Bates received the “Up and Coming” award and Mr. Gadis received the Achievement in Business award. In addition, Mr. Gadis was recently inducted into the Indiana Basketball Hall of Fame as a member of the Silver Anniversary team. He also congratulated Andrew Klineman and his wife Christina on the birth of their son, Aidan Isaac Klineman.

Report of Director of Contracts and Operations

Carlton E. Curry, Director of Contracts and Operations

The Board was given a copy of Mr. Curry's director report attached hereto as Exhibit E and incorporated herein by reference (the "Director's Report"). Mr. Curry read the Director's Report to the Board.

Ms. Coughenour asked if the project on Redfern Drive is in Franklin Township. Mr. Curry replied that he believes this project is in Perry Township. Ms. Coughenour asked that Mr. Curry check to make certain that the project is in Perry Township. (A subsequent check confirmed the location is in Perry Township.) Regarding the Indiana Underground Plant Protection Service (IUPPS), Ms. Coughenour asked what Mr. Curry meant by the number of tickets per incoming call. Mr. Curry replied that when a contractor is going to dig they make a call to the single call center for the State of Indiana and that IUPPS then sends out a notice to all of the parties they believe have underground facilities in the area according to a graphic polygon.. A ticket will then goes to Indianapolis Water, Citizens Gas, or perhaps Bright House or Comcast Television. These tickets cause the parties with underground assets in a particular graphic polygon to locate their facilities.

Resolution No. 9, 2005 – Water Tank Painting and Naming Policy

Carlton E. Curry, Director of Contracts and Operations

Andrew I. Klineman, General Counsel

Mr. Curry stated that the Board heard a report regarding the water tank painting at their last meeting. He said that Resolution No. 9, 2005 will allow municipalities to put their name on one the tanks, with the Board's approval. The municipality will make a request for design with staff approval and then submitted to the Board for their approval. The font for the letters will be Arial Bold, the colors for the letters will be either black or dark blue, the painting will be on the shell only, not on the cone underneath the tank, and the letter height will be proportional to the size of the tank.

Mr. Odle asked what recourse the Board would have if the tanks are not maintained. Mr. Curry replied that staff will paint over the tanks. Mr. Odle asked if this will cost any additional funds. Mr. Curry replied it should not.

Mr. Odle moved, seconded by Ms. Hansen-Rivera, to approve Resolution No. 9, 2005. The motion carried by a vote of 5 to 0.

Resolution No. 11, 2005- Approval of Capital Projects

Carlton E. Curry, Director of Contracts and Operations

Mr. Curry explained that Resolution No. 11, 2005 is divided into two sections. He said that there is a cash impact of \$250,000 and a bond impact of \$246,000. One adds more money to the original \$10,000 that was used for asbestos removal. Asbestos removal in 2005 will cost more than in 2004. The leader valve is going in between Castleton and McCordsville to give Veolia a better opportunity for managing pressure districts. On the bond side of the resolution, there are four projects. The projects include New Palestine tank bidding, Terry Airport Main, and Moore Road. He asked for the Board's approval.

Mr. Odle moved, seconded by Ms. Hansen-Rivera, to approve Resolution No. 11, 2005. The motion carried by a vote of 5 to 0.

Resolution No. 12, 2005 – Approval of Certain Bid for Capital Project
Robert Erney, Financial Manager

Mr. Erney stated that Resolution No. 12, 2005 is proposed of two parts. He said that the first part is for a weed harvester boat from Aqua Marine. The base price for this boat is \$93,660. Staff received two bids on this item out of the three manufacturers that actually make boats. Of the three available, staff received two competitive bids. The second part of the resolution is for the purchase of a wheel loader from MacDonald Machinery. The base price for the wheel loader is \$98,900. Staff received seven competitive bids on this item. He asked for the Board's approval of the resolution.

Ms. Hansen-Rivera moved, seconded by Mr. Odle, to approve Resolution No. 12, 2005. The motion carried by a vote of 5 to 0.

Resolution No. 13, 2005 – Approval of Landscaping Agreement
Andrew I. Klineman, General Counsel

Mr. Klineman explained that Resolution No. 13, 2005 is an approval of a landscaping agreement with the Broad Ripple Village Association (BRVA). The parcel in question is a triangular parcel, which is located between a fire station and the Canal in the Broad Ripple area. According to the BRVA, this parcel is an eyesore. It is a gathering place for waterfowl and their accompanying waste. The BRVA would like to do some landscaping in the area. He asked for approval of the resolution.

Mr. Odle moved, seconded by Ms. Coughenour, to approve Resolution No. 13, 2005. The motion carried by a vote of 5 to 0.

Resolution No. 14, 2005- Approval of Town of Westfield Water Purchase Agreements
Amendments and Territory Memorandum of Understanding
Andrew I. Klineman, General Counsel

Mr. Klineman stated that Mr. Curry discussed Resolution No. 14, 2005 in the Director's Report. Mr. Klineman said that the agreements that are set forth in this resolution would take a couple of agreements that existed when Indianapolis Water was assigned during the transaction and bring them forward to be consistent with the present-day operational reality. Westfield acquired a utility in the area of Hamilton Western. He asked for the Board's approval of the resolution.

Mr. Odle asked if the amendment takes out the provision that the Board will not spend any funds to run another line and does it clarify in the same amendment the district boundaries. Mr. Curry replied that the service area will not change. He said that Indianapolis Water does not run a line to a second delivery point and Westfield does not make a contribution to the capital for the line that will not be built. The current agreement that presently exists, provides that there would be a second delivery point, which would be expensive to the Department, useless to Westfield, and it seems to be no reason for that line to be built.

Mr. Odle moved, seconded by Ms. Coughenour, to approve Resolution No. 14, 2005. The motion carried by a vote of 5 to 0.

Resolution No. 15, 2005- Support of Veolia Water Indianapolis, LLC's Application for a United States Environmental Protection Agency Grant for Watershed Research

Carlton E. Curry, Director of Contracts and Operations

Andrew I. Klineman, General Counsel

Mr. Curry explained that this resolution expresses support for Veolia and Veolia's watershed research partners for a grant sought from the United States Environmental Protection Agency (USEPA). The grant is for watershed research. It is thought that Indianapolis Water would be the conduit for the grant funding. Proper watershed management research would be aimed at reducing nutrients, such as phosphorus from both lawn and agricultural applications and also preventing a build-up of phosphorus in the watersheds that would be represented by three reservoirs. The Department owns two of the reservoirs that would be studied, Morse and Geist. The Department of Public Works has owns Eagle Creek Reservoir. This resolution will allow a partnership between Veolia, Central Indiana Water Resources Partnership, IUPUI, and others will be doing this work toward generating a grant to sustain the watershed management. He asked for the Board's approval of the resolution.

Mr. Odle moved, seconded by Ms. Hansen-Rivera, to approve Resolution No. 15, 2005. The motion carried by a vote of 5 to 0.

Other Business

None.

CONCLUSION

With no further business pending, the Board of Directors of The Department of Waterworks meeting adjourned at 6:34 p.m.

Barbara Howard, Chairwoman

Attest:

S. Michael Hudson,
Secretary-Treasurer